

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Southern California Edison Company (U 338-E) For Approval of its 2004 Revenue Requirement and Related Estimates Under the Energy Resource Recovery Account (ERRA); And For a Commission Finding that its Procurement-Related and Other Operations were Reasonable for the Record Period September 1, 2001 Through June 30, 2003.

Application 03-10-022
(Filed October 3, 2003)

**ADMINISTRATIVE LAW JUDGE'S RULING
GRANTING PACIFIC GAS & ELECTRIC COMPANY'S
MOTION TO INTERVENE**

On October 8, 2004, Pacific Gas & Electric Company (PG&E) filed a motion, in the above-captioned proceeding, requesting that it be permitted to formally intervene and be granted party status for the purpose of having the opportunity to file comments on the September 27, 2004 proposed decision of the administrative law judge.

PG&E states it has a similar Energy Resource Recovery Account (ERRA) Application (A.) 03-08-004 currently pending. The first phase of the compliance portion of that application, covering the record period of January 1 – May 31, 2003, has been submitted and is awaiting a draft decision. PG&E indicates that in that phase, the Office of Ratepayer Advocates (ORA) raised the identical legal issue – whether ERRA review proceedings are a reasonableness review or a compliance review – that has been raised in this proceeding and is being addressed in the September 27, 2004 proposed decision.

Since the Commission will likely decide this legal issue in this proceeding, PG&E wishes to intervene to make sure that its view is heard, and to make sure that the outcome is coordinated between the two proceedings. PG&E states that it will take no position on the factual disputes in this proceeding or the proposed decision's resolution of them. PG&E also indicates it has contacted counsel for ORA and Southern California Edison Company, the two active parties in this phase of this proceeding, and they have no objection to the granting of this motion. Good cause having been shown, PG&E's request to intervene should be granted.

IT IS RULED that:

1. The request of Pacific Gas & Electric Company to intervene and be granted party status in this proceeding, for the purpose of filing comments on the proposed decision, is granted.

2. The following name is to be added as an appearance to the service list:

Robert B. McLennan
Pacific Gas and Electric Company
77 Beale Street, B30A
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Telephone: (415) 973-2069
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Dated October 12, 2004, at San Francisco, California.

/s/ DAVID K. FUKUTOME

David K. Fukutome
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Granting Pacific Gas & Electric Company's Motion to Intervene on all parties of record in this proceeding or their attorneys of record. In addition, service was also performed by electronic mail.

Dated October 12, 2004, at San Francisco, California.

/s/ FANNIE SID
Fannie Sid

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.